

United States District Court

DISTRICT OF DELAWARE

SUMMONS IN A CIVIL CASE

SALLY CANNON, on behalf of
herself and all others similarly situated,

V.

CASE NUMBER:

05-429-GMS

MBNA CORPORATION, PENSION &
401K PLAN COMMITTEE OF MBNA
CORPORATION, LANCE L. WEAVER,
VERNON H.C. WRIGHT, RANDOLPH
D. LERNER, BRUCE L. HAMMONDS,
JAMES H. BERICK, BENJAMIN R.
CIVILETTI, WILLIAM L. JEWS, STUART
L. MARKOWITZ, WILLIAM B. MILSTEAD,
JOHN COCHRAN, THOMAS G. MURDOUGH,
JR. and DWIGHT ASSET MANAGEMENT
COMPANY

TO:(Name and address of defendant)

RANDOLPH D. LERNER
c/o Richard C. Pepperman, II, Esquire, authorized agent
Sullivan & Cromwell LLP
125 Broad Street
New York, NY 10004-2498

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY(name and address)

Jeffrey S. Goddess, Esquire
Rosenthal, Monhait, Gross &
Goddess, P.A.
P. O. Box 1070
Wilmington, DE 19899-1070

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

JUL 29 2005

CLERK

DATE

(BY) DEPUTY CLERK

RETURN OF SERVICE

Service of the Summons and Complaint was made by me ¹	DATE
NAME OF SERVER (PRINT)	TITLE

Check one box to indicate appropriate method of service:

- ☐ Served personally upon the defendant. Place where served: _____
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- ☐ Returned unexecuted: _____
- ☒ Other (specify): Acknowledgment of service, below.

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER

I declare, under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

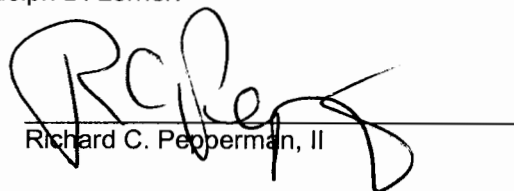
Executed on _____
Date

Signature of Server

Address of Server

Acknowledgment of Service

I, Richard C. Pepperman, II, acknowledge that on August 2, 2005, via express mail delivery, I received a copy of the attached complaint, as authorized agent for process for defendant Randolph D. Lerner.


Richard C. Pepperman, II